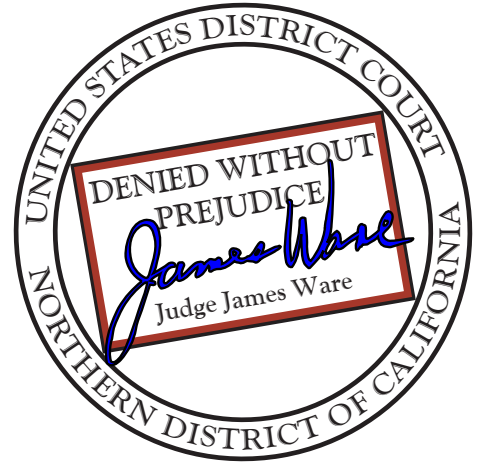


[LIST OF COUNSEL APPEARS ON LAST PAGE]



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THE REGENTS OF THE UNIVERSITY OF
CALIFORNIA,

Plaintiff,

v.

MICRO THERAPEUTICS, INC., a Delaware
corporation, and DENDRON GmbH, a German
corporation,

Defendant,

MICRO THERAPEUTICS, INC., a Delaware
corporation, and DENDRON GmbH, a German
corporation,

Third Party Plaintiffs,

v.

BOSTON SCIENTIFIC CORPORATION,
a Delaware corporation, and TARGET
THERAPEUTICS, INC. a Delaware corporation,

Third Party Defendants.

Case No. C 03 05669 JW (RS)

JOINT STIPULATION AND ~~PROPOSED~~
ORDER RE OBJECTIONS TO TRIAL
WITNESSES, EXHIBITS, AND DEPOSITION
DESIGNATIONS; PROTOCOL FOR
WITNESS DISCLOSURE AT TRIAL

Plaintiff and Counterdefendant The Regents of the University of California ("The Regents")
and Defendants and Counterclaimants Micro Therapeutics, Inc., Dendron GmbH, and ev3 Inc.
(collectively "MTI") hereby stipulate to the following in anticipation of the inequitable conduct
court trial scheduled to begin on October 16, 2007.

1. Any party continuing to object to trial exhibits, witness lists, and/or deposition designations shall serve on the disclosing party a brief statement of the objection by October 8, 2007. Any response shall be served by October 12, 2007. Each party will submit their proffered evidence along with the objections and responses to the Court by October 16, 2007.

2. The parties agree to the following disclosure protocol during trial: by 8:00 p.m. two calendar days in advance of testimony, the parties will disclose in writing the identity of the testifying witness or witnesses along with any trial exhibits and demonstratives that the party intends to use with that witness; at 8:00 p.m. the day before testifying, the responding party shall disclose in writing any objections to the proffered testimony, trial exhibits and/or demonstratives.

3. The parties' stipulation is intended to supplement the Court's Order Re: Final Pretrial Conference (Dkt. No. 907) dated September 12, 2007. To the extent there is any conflict, the present stipulation will govern.

IT IS SO STIPULATED.

ATTESTATION

Concurrence in the filing of this document has been obtained from the other signatories.

Dated: October 1, 2007

By: /s/ Patrick Premo

Lynn H. Pasahow (SBN 054283)
Charlene M. Morrow (SBN 136411)
Patrick E. Premo (SBN 184915)
FENWICK & WEST LLP
Attorneys for Plaintiff/Counterdefendant
THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

Dated: October 1, 2007

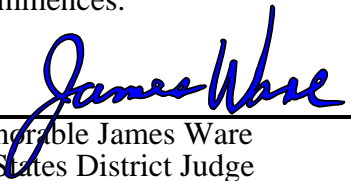
By: /s/ David E. Jones

John S. Skilton (*Pro Hac Vice*)
David J. Harth (*Pro Hac Vice*)
Michelle M. Umberger (*Pro Hac Vice*)
David E. Jones (*Pro Hac Vice*)
HELLER EHRMAN LLP
Attorneys for Defendants/Counterclaimants
MICRO THERAPEUTICS, INC. and DENDRON GMBH

ORDER

In light of the continuance of the trial, the Court DENIES this Stipulation without prejudice to being renewed once the trial recommences.

Dated: October 22, 2007



The Honorable James Ware
United States District Judge

1273831

FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW